AO 440 (Rev. 8/01) Summons in a Civil Action

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District of

MASSACHUSETTS

PHARMASTEM THERAPEUTICS, INC.

Plaintiff,

V.

SUMMONS IN A CIVIL CASE

VIACELL, INC., OBSTETRICAL AND GYNECOLOGICAL ASSOCIATES, P.A., FEMPARTNERS, INC., and CARITAS ST. ELIZABETH'S MEDICAL CENTER OF BOSTON, INC.

CASE NUMBER:

04-CV-11673 RWZ

Defendants.

TO: (Name and address of Defendant)

Caritas St. Elizabeth's Medical Center of Boston, Inc. c/o Robert M. Haddad, M.D. 736 Cambridge Street Boston, MA 02135

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Daniel J. Kelly, Esquire Gadsby Hannah LLP 225 Franklin Street Boston, MA 02110

an answer to the complaint which is served on you with this summons, within <u>twenty (20)</u> days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

CLERK
DATE

(By) DEPUTY CLERK

Case 1:0	4-cv-11673-RWZ REPURNOF!	SERVICE Pa 08/19/2004 Pa	ge 2 of 2		
	Complaint was made by me (1)	DATE Aug	gust 12, 2004		
O TOTAL TOTA	BURTON M. MALKOFSKY	TITLE Process Server	/ A Disinterested Person		
Check one box below to indicate	te appropriate method of service				
Left copies thereof	upon the defendant. Place where served:  at the defendant's dwelling or usual place  n. Name of person whom the summons a	of abode with a person of suitable an	, MASSACHUSETTS pe and discretion		
Said service was made	true and attested copies thereof to	Ms. Cheryl Bardetti, Risk Spo	, MASSACHUSETTS ecialist and		
•	-				
77		ndant, Caritas St. Elizabeth's Medical	Center of Boston, Inc.		
Said servic	e was made at:				
<u> </u>	736 Cambridge Street,	Boston	, MASSACHUSETTS		
	STATEMENT OF S	RVICE FEES	The second secon		
	SERVICE FEE \$34.00	Trips			
	DECLARATION (				
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.  Executed on August 12, 2004  Date  One Devonshire Place, Boston, Massachusetts  Address of Server					
Also served: - Civil Action Cover Sheet - Category Sheet	T WAS NECESSARY TO MAKE Remarks  atent Infringement and Demand for Ju		\$ PROPER SERVICE.  FEE  \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$		
(1) As to who may serve a summons see Rule					

Suvalle, Jodrey & Associates Massachusetts Constables since 1925

One Devonshire Place Boston, MA 02109 Telephone # (617) 720-5733 Fax # (617) 720-5737